

Bill for relief of Mrs. Martha Brennan.

The Committee on Military Affairs reported the following bills and recommended their passage:

Joint resolution providing for auditing the claims of Captain Sansom's company of volunteers.

A bill for the payment of Captain Milton Webb's Company of Mounted Volunteers.

The boundary repeal bill being special order, Mr. Durant moved to postpone further consideration until 4th March, 1862, which motion was laid on the table.

Mr. Hartley offered substitute for bill and substitute of Mr. Guinn. Mr. Finlay moved to lay the bill and substitutes on the table. A division of the question being called, Mr. Hartley's substitute was tabled. The Senate refused to table the substitute of Mr. Guinn, whereupon further consideration of the subject was postponed until 11th January next.

Senate adjourned until 9½ o'clock A. M. tomorrow.

Wednesday, January 1, 1862.

Senate met pursuant to adjournment. Prayer by the Chaplain, roll called, quorum present. The journal of yesterday was read and adopted.

Mr. Weatherford, Chairman of Committee on Private Land Claims, reported the following bills and recommended their passage:

Bill for relief of George W. Glassock, assignee of Wood.

Bill for relief of Thomas F. Smith, and bill for relief of William C. Reed, recommending that it do not pass.

Mr. Hartley, chairman of Committee on State Affairs, reported bill to authorize the County Court of Collin County to levy special tax for the erection of a court house therein and recommended its passage. Report taken up. Bill read 2nd time and passed to 3rd reading. Rule suspended, read 3rd time and passed.

Mr. Guinn, Chairman of Committee on Claims and Accounts, reported bill authorizing the issuance of Duplicate Warrants Nos. 3487 and 17320 and recommended it do not pass.

Mr. Reed, Chairman of Committee on County Boundaries, reported a bill to define and permanently establish the northern boundary line of Wood County and recommend its passage.

The Committee on Penitentiary reported a bill to re-

quire the financial agent to make quarterly settlement of his accounts, &c., and recommended its passage.

The Committee on Military Affairs reported a bill for the relief of W. L. Chalmers and recommended its passage.

Mr. Casey by leave withdrew the report made on bill for payment of Captain Milton Webb's company.

Mr. Darden from Military Committee reported a joint resolution to authorize and require the Adjutant General to collect the necessary information to make a register of the state troops, &c., and recommended its passage. Bill taken up, read 2nd time, and ordered to be engrossed. Rule suspended, read 3rd time and passed.

A bill for relief of Francisco Ruiz and A. R. de Herrera. Read 2nd time and passed to 3rd reading. Rule suspended, read 3rd time and passed.

Mr. Darden offered the following resolution: "**Resolved**, That the Committee on State Affairs be instructed to inquire into the expediency of suspending the operations of the asylum for the blind for the next two years and report by bill or otherwise." Adopted.<sup>14</sup>

Mr. Hartley offered the following resolution: "**Resolved**, That the Committee on Military Affairs be required to inquire into the action had under a joint resolution, approved April 6, 1861, providing for turning over the property now in possession of the State lately taken from the United States government to the government of the Confederate States and should any legislation on the subject be required to report thereon by bill or otherwise." Adopted.

A bill for relief of John White. Read 2nd time and ordered to 3rd reading. Rule suspended, read 3rd time and passed.

A bill to permanently establish the boundaries of the counties lying between the Nueces River and the Rio Grande and to provide for the organization of McMullen County. The several substitutes reported by committee adopted, severally read 2nd time and ordered to 3rd reading. Rule suspended, read 3rd time and passed.

A message was received from the House announcing the passage of the following bills:

Bill (Senate) for relief of W. A. Grady.

Bill (Senate) for relief of William V. Hughes, assignee of Jonathan Bird, with amendment which was concurred in.

House bill for relief of George W. Morris.

<sup>14</sup> See Appendix I, message of Governor F. R. Lubbock to the Senate and House of Representatives, January 1, 1862.

Bill to amend 2nd section of Act to prescribe the mode of adoption, passed January 16, 1850.

Bill suspending the collection of money on forfeited recognizances and bail bonds. Read 1st and 2nd times and referred to Judiciary Committee.

Senate's bill for relief of purchasers of University lands with amendment.

A bill for relief of Artemicia Wilson. Read 2nd time and ordered to be engrossed. Read 3rd time on suspension of rule and passed.

A bill requiring financial agent of the penitentiary to settle his accounts quarterly. Read 2nd time and ordered to 3rd reading. Rule suspended, read 3rd time and passed.

A bill supplementary to an Act incorporating the Southern Pacific Railroad Company. Read 2nd time.

Mr. Crawford of Jasper offered the following amendment: "provided that if said company shall avail itself of the privileges granted in this section, then the amount of land obtained by said company by virtue of completing the branch road from Swanson's Landing to Janesville shall be deducted from the quantity of land to which said company will become entitled for completing an equal amount of its road upon the main trunk, and this deduction shall be made upon the first section of road completed by said company equal in length to the branch road from Janesville to Swanson's Landing." Adopted.

Mr. Crawford offered the following amendment: "provided that if said company shall avail itself of the privilege granted in section 1, then the United States indemnity bonds shall not be issued to said company for granting and laying superstructure upon the branch road from Swanson's Landing to Janesville."

Mr. Beasley moved to substitute by striking out all of 1st section after the enacting clause. Accepted. The bill was then read 3rd time and passed by the following vote:

YEAS—Messrs. Batte, Beasley, Branch, Casey, Crawford of Jasper, Crawford of Fannin, Darden, Durant, Finlay, Guinn, Harcourt, Hartley, Lea, Mitchell, Moore, Parsons, Scarborough, Shelley, and Shepard—19.

NAYS — Messrs. Boyd, Graham, Obenchain, Selman, Weatherford, and Wheeler—6.

A bill for relief of Sampson & Henricks. Read 2nd time. Mr. Shelley moved to amend by inserting before "which" in 7th line, "and to S. M. Swenson a certificate for 960 acres of land." After "Henricks" insert "and S. M. Swenson." In caption insert "and S. M. Swenson." Carried.

The bill was then ordered to be engrossed by the following vote:

YEAS—Messrs. Boyd, Branch, Casey, Crawford of Fannin, Finlay, Harcourt, Hartley, Lea, Mitchell, Moore, Reed, Scarborough, Shelley, Shepard, and Weatherford—15

NAYS—Messrs. Batte, Beasley, Burnett, Crawford of Jasper, Durant, Graham, Guinn, Obenchain, Parsons, Selman, and Wheeler—11.

Rule suspended, read 3rd time and passed by the following vote:

YEAS—Messrs. Boyd, Branch, Casey, Crawford of Fannin, Finlay, Harcourt, Hartley, Lea, Mitchell, Moore, Reed, Scarborough, Shelley, and Shepard—14.

NAYS—Messrs. Batte, Beasley, Burnett, Crawford of Jasper, Durant, Graham, Guinn, Obenchain, Parsons, Selman, Weatherford, and Wheeler—12.

Mr. Guinn made a question of order that the bill required a two-thirds vote under Article 7, Section 8, of the Constitution. The President ruled the negative, whereupon Mr. Guinn appealed. The Senate voted on the question "shall the decision of the President be sustained?" as follows:

YEAS—Messrs. Beasley, Branch, Casey, Cook, Darden, Hartley, Lea, Reed, Scarborough, Shelley, Shepard, and Weatherford—12.

NAYS—Messrs. Batte, Boyd, Burnett, Crawford of Fannin, Crawford of Jasper, Durant, Finlay, Graham, Guinn, Parsons, Selman, and Wheeler—12.

A bill to amend an Act relative to Treasury warrants, substituted by a bill to prescribe what kind of funds may be received for public dues. Read 2nd time. The amendments of Mr. Crawford were adopted when Mr. Crawford offered the following additional amendment: in 12th line of section 3 between "and" and "for" insert "shall be receivable." Adopted.

Mr. Finlay offered the following: "provided that Treasury warrants bearing interest shall be received with the interest calculated up to the last day on which taxes are paid." Mr. Boyd moved to lay on table the amendment.

YEAS — Messrs. Boyd, Burnett, Casey, Crawford of Jasper, Durant, Guinn, Harcourt, Lea, Moore, Scarborough, Selman, Shelley, Weatherford, and Wheeler—14.

NAYS—Messrs. Batte, Beasley, Branch, Crawford of Fannin, Darden, Finlay, Graham, Hartley, Mithell, Obenchain, Parsons, and Reed—12.

Mr. Parsons moved to strike out all pertaining to Treas-

ury warrants taken in payment of State dues. Laid on table.

A bill to regulate the issuing of Treasury warrants. Read 2nd time. Rule suspended, read 3rd time and passed.

A bill for relief of Judge N. M. Burford. Read 2nd time. Mr. Weatherford offered the following amendment: "notwithstanding the notice of his failing to hold his courts." Adopted.

Mr. Finlay offered the following amendment: "provided that said Burford shall not receive more than the rate of \$1750 per year nor for a longer time than until his successor shall qualify."

Mr. Guinn offered a substitute for the bill, whereupon the previous question was ordered. The bill was passed to 3rd reading. Rule suspended, read 3rd time and passed.

The Senate then adjourned until 10 o'clock A. M. tomorrow.

Thursday, January 2, 1862.

Senate met pursuant to adjournment. Prayer by the Chaplain. Roll called, quorum present. Journal of yesterday was read and adopted.

The Committee on Private Land Claims reported the following bills and recommended their passage:

Bill for relief of Andrew Bennett.

Bill for relief of heirs of Lewis Powell.

Bill for relief of Mrs. Ann E. Baxter.

Bill for relief of Levi English.

Mr. Harcourt, Chairman of Judiciary Committee, reported the following bills and recommended their passage:

Bill to regulate the entry of headrights by the county courts.

Bill to amend an Act to ascertain and adjudicate certain legal claims for land against the State between the Nueces River and the Rio Grande, approved February 11, 1860.

Bill to repeal an Act to authorize and require all forced sales of real estate, &c., &c., in the county of Nueces to be made at the front door of the La Retama House, &c.

Joint resolution providing for the sale of Oldham & White's Digest.

And the following bills:

Bill to punish speculations in certain cases, as unnecessary legislation.

Bill to prescribe the time, manner, and place of choosing Senators to the Congress of the Confederate States,